

House File 2130

S-5128

1 Amend House File 2130, as amended, passed, and reprinted by
2 the House, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

5 <Section 1. Section 321.234A, subsection 1, paragraph f,
6 Code 2022, is amended to read as follows:

7 f. The all-terrain vehicle is operated on a ~~county roadway~~
8 primary road in accordance with section 321I.10, subsection 1A,
9 a secondary road in accordance with section 321I.10, subsection
10 2, or a city street in accordance with section 321I.10,
11 subsection 3.

12 Sec. 2. Section 321.234A, subsection 2, Code 2022, is
13 amended to read as follows:

14 2. A person operating an all-terrain vehicle on a highway
15 shall have a valid driver's license and ~~the vehicle shall be~~
16 ~~operated~~ operate the vehicle at speeds of thirty-five miles per
17 hour or less. In addition, a person operating an all-terrain
18 vehicle on a highway pursuant to subsection 1, paragraphs "b"
19 through "g", shall be at least eighteen years of age and have
20 financial liability coverage in effect for the vehicle and
21 carry proof of such financial liability coverage in accordance
22 with section 321.20B.

23 Sec. 3. Section 321.234A, Code 2022, is amended by adding
24 the following new subsection:

25 NEW SUBSECTION. 2A. As provided in section 321.1, an
26 all-terrain vehicle is a motor vehicle for purposes of this
27 chapter. Therefore, an all-terrain vehicle operated on a
28 highway shall be equipped with the parts, lamps, and other
29 equipment in proper condition and adjustment as required under
30 this chapter for motor vehicles, including but not limited
31 to the parts, lamps, and equipment required under sections
32 321.386, 321.387, 321.404, 321.432, and 321.437.

33 Sec. 4. Section 321.384, subsection 1, Code 2022, is amended
34 to read as follows:

35 1. Every motor vehicle upon a highway within the state,

1 at any time from sunset to sunrise, and at such other times
2 when conditions such as fog, snow, sleet, or rain provide
3 insufficient lighting to render clearly discernible persons
4 and vehicles on the highway at a distance of five hundred feet
5 ahead, shall display lighted headlamps as provided in section
6 321.415, subject to exceptions with respect to parked vehicles
7 as provided in [this chapter](#). However, an all-terrain vehicle
8 shall display lighted headlamps as provided in section 321.415
9 at all times while the vehicle is operated on a highway.

10 Sec. 5. Section 321.385, Code 2022, is amended to read as
11 follows:

12 **321.385 Headlamps on motor vehicles.**

13 Every motor vehicle other than a motorcycle, ~~or~~ motorized
14 bicycle, or all-terrain vehicle shall be equipped with at least
15 two headlamps with at least one on each side of the front
16 of the motor vehicle, which headlamps shall comply with the
17 requirements and limitations set forth in [this chapter](#).

18 Sec. 6. Section 321.386, Code 2022, is amended to read as
19 follows:

20 **321.386 Headlamps on motorcycles, and motorized bicycles, and**
21 **all-terrain vehicles.**

22 Every motorcycle, ~~and~~ motorized bicycle, and all-terrain
23 vehicle shall be equipped with at least one and not more than
24 two headlamps which shall comply with the requirements and
25 limitations of [this chapter](#).

26 Sec. 7. Section 321I.10, Code 2022, is amended by adding the
27 following new subsection:

28 NEW SUBSECTION. 1A. A registered all-terrain vehicle
29 or off-road utility vehicle may be operated on an undivided
30 two-lane primary road that is not part of the interstate road
31 system over the most direct and accessible route between any of
32 the following locations:

33 a. An all-terrain vehicle park or trail.

34 b. A secondary road on which such vehicles are authorized
35 to operate under subsection 2.

1 *c.* A city street on which such vehicles are authorized to
2 operate under subsection 3.

3 *d.* The vehicle operator's residence.

4 Sec. 8. Section 321I.10, subsections 2 and 3, Code 2022, are
5 amended to read as follows:

6 2. *a.* A registered all-terrain vehicle or off-road
7 utility vehicle may be operated on any of the roadways of that
8 portion of county highways designated by the county board of
9 supervisors for such use during a specified period following
10 secondary roads:

11 (1) An unpaved secondary road.

12 (2) A paved, undivided two-lane secondary road over the
13 most direct and accessible route between any of the following
14 locations:

15 (a) An all-terrain vehicle park or trail.

16 (b) Another secondary road on which such vehicles are
17 authorized to operate under this paragraph.

18 (c) A city street on which such vehicles are authorized to
19 operate under subsection 3.

20 (d) The vehicle operator's residence.

21 (3) A paved, undivided secondary road or segment thereof,
22 if authorized by the county board of supervisors. The county
23 board of supervisors shall evaluate the traffic conditions on
24 all county highways such secondary roads under its jurisdiction
25 and designate roadways on which all-terrain vehicles or
26 off-road utility vehicles may be operated for the specified
27 period without unduly interfering with or constituting an undue
28 hazard to conventional motor vehicle traffic. In designating
29 such roadways, the board may authorize all-terrain vehicles
30 and off-road utility vehicles to stop at service stations or
31 convenience stores along a designated roadway.

32 *b.* Notwithstanding paragraph "a", a county may prohibit by
33 ordinance the operation of all-terrain vehicles and off-road
34 utility vehicles on a secondary road or segment thereof
35 under its jurisdiction pursuant to an agreement with a local

1 all-terrain vehicle or off-road utility vehicle club or
2 organization. Such an agreement shall be in writing and shall
3 be valid for not more than five years unless renewed. Such an
4 agreement may be renewed any number of times, with each renewal
5 valid for not more than five years. For purposes of this
6 paragraph, "local all-terrain vehicle or off-road utility vehicle
7 club or organization" means a group that represents at least
8 seven residents of the county each of whom own a registered
9 all-terrain vehicle or off-road utility vehicle.

10 3. ~~Cities~~ A city may regulate the operation of registered
11 all-terrain vehicles and off-road utility vehicles and may
12 designate streets under the jurisdiction of ~~eities~~ the city
13 within their respective its corporate limits, and two-lane
14 primary and secondary road extensions in the city, which may
15 be used for the operation of ~~registered all-terrain vehicles~~
16 ~~or registered off-road utility~~ such vehicles. In designating
17 such streets, the city may authorize all-terrain vehicles
18 and off-road utility vehicles to stop at service stations or
19 convenience stores along a designated street. However, a city
20 shall not charge a fee to operate a registered all-terrain
21 vehicle or off-road utility vehicle within the city.

22 Sec. 9. Section 321I.10, subsection 5, unnumbered paragraph
23 1, Code 2022, is amended to read as follows:

24 An all-terrain vehicle or off-road utility vehicle may
25 make a direct crossing of a highway that is not part of the
26 interstate road system provided all of the following occur:

27 Sec. 10. Section 321I.10, subsection 5, paragraph e, Code
28 2022, is amended to read as follows:

29 e. The crossing is made from a street, roadway, or highway
30 ~~designated as an all-terrain vehicle trail by a state agency,~~
31 ~~county, or city~~ on which the all-terrain vehicle or off-road
32 utility vehicle is authorized to operate to a street, roadway,
33 or highway ~~designated as an all-terrain vehicle trail by~~
34 ~~a state agency, county, or city~~ on which such vehicle is
35 authorized to operate.>

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